

ORDINANCE NO. **45-891**

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF **IMPROVING TALLOWOOD, CASTLEWOOD/GLEN WOOD, TALLOWOOD COURT, ROCKY CREEK AND SIDEWALK, TO SERVE ROCKY CREEK AND ROCKY CREEK 2ND ADDITION, (PROJECT NO. 490-842/472-83433)**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: **IMPROVING TALLOWOOD, CASTLEWOOD/GLEN WOOD, TALLOWOOD COURT, ROCKY CREEK AND SIDEWALK, TO SERVE ROCKY CREEK AND ROCKY CREEK 2ND ADDITION**, and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$307,705.00** and that **\$307,705.00** be assessed against the improvement district and **\$0.00** be paid by the City at large, and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by **Resolution No. R-01-396**, adopted **September 18, 2001**, and published **September 22, 2001**, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

1DATE: 10/15/03

PETITIONED:

YES

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
PAGE 1	
LOT 55	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 56	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 57	9,050.14
BLOCK 6	

ROCKY CREEK ADD.	
LOT 58	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 59	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 60	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 61	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 62	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 65	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 67	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 68	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	

1

PAGE 2

LOT 69	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 70	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 71	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 72	9,050.14
BLOCK 6	

ROCKY CREEK ADD.	
LOT 73	9,050.14
BLOCK 6	
ROCKY CREEK ADD.	
LOT 1	9,050.14
BLOCK 1	
ROCKY CREEK 2ND ADD.	
LOT 2	9,050.14
BLOCK 1	
ROCKY CREEK 2ND ADD.	
LOT 3	9,050.14
BLOCK 1	
ROCKY CREEK 2ND ADD.	
LOT 4	9,050.14
BLOCK 1	
ROCKY CREEK 2ND ADD.	
LOT 5	9,050.14
BLOCK 1	
ROCKY CREEK 2ND ADD.	
LOT 6	9,050.14
BLOCK 1	
ROCKY CREEK 2ND ADD.	

1

PAGE 3

LOT 21	9,050.14
BLOCK 2	
ROCKY CREEK 2ND ADD.	
LOT 22	9,050.14
BLOCK 2	
ROCKY CREEK 2ND ADD.	
LOT 23	9,050.14
BLOCK 2	
ROCKY CREEK 2ND ADD.	
LOT 24	9,050.14
BLOCK 2	
ROCKY CREEK 2ND ADD.	
LOT 25	9,050.14
BLOCK 2	

ROCKY CREEK 2ND ADD.	
LOT 26	9,050.14
BLOCK 2	
ROCKY CREEK 2ND ADD.	
LOT 27	9,050.14
BLOCK 2	
ROCKY CREEK 2ND ADD.	
LOT 28	9,050.14
BLOCK 2	
ROCKY CREEK 2ND ADD.	
LOT 29	9,050.14
BLOCK 2	
ROCKY CREEK 2ND ADD.	
LOT 30	9,050.22
BLOCK 2	
ROCKY CREEK 2ND ADD.	
0	
0	PROJECT 472 83433 289,604.56FRACTIONAL

1DATE: 10/15/03

PETITIONED:

YES

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
PAGE 1	
LOT 63 EXC PT BEG NW COR TH E 54.48 FT S 52.64 FT NWLY 75.76 FT TO BEG BLOCK 6 ROCKY CREEK ADD	8,444.59
LOT 66 & THAT PART LOT 63 BEG NW COR TH E 54.48 FT S 52.64 FT NW 75.76 FT TO BEG BLOCK 6 ROCKY CREEK ADDITION	9,655.85
0	
0	PROJECT 472 83433 18,100.44 SQUARE FT

SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section 1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until 5:00 o'clock p.m. on **November 24, 2003**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be

discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed fifteen (15) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year **2004**.

SECTION 5. This ordinance shall take effect and be in force as of and on **October 24, 2003** after its passage and publication once in the official city paper.

ADOPTED at Wichita, Kansas on **October 21, 2003**.

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Carlos Mayans, Mayor

ATTEST:

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Karen Schofield, City Clerk  
(seal)

APPROVED AS TO FORM:

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Gary Rebenstorf, Director of Law

